



PATENT

N T #10
B. Webb
12/31/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RECEIVED

DEC 24 2003

Gust H. Bardy et al.

• Serial No.: 09/940,599 Examiner: J. Jastrzab
Filed: August 27, 2001 Group Art Unit: 3762
For: CANISTER DESIGNS FOR IMPLANTABLE CARDIOVERTER-DEFIBRILLATORS
Docket No.: 1201.1114101 (formerly 032580.0029.UTL)

Mail Stop Non-Fee Response
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 315612435 US, in an envelope addressed to: Mail Stop Non-Fee Response, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 18th day of December 2003.

By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

The undersigned attorney has assumed responsibility for the present application. A Revocation of Prior Powers of Attorney and Power of Attorney is submitted herewith

In response to the Office Action dated November 18, 2003, please consider the following response:

In the Office Action dated November 18, 2003, election of invention was requested. Applicant hereby elects Invention XII as illustrated in Figs. 26A-C without traverse. This

claims 1-6, 8, 9 and 12-17 are generic. However, Applicants would like these claims withdrawn from consideration.

Examination of the above-identified claims is respectfully requested. If a phone conference is believed necessary to resolve any outstanding issues with respect to the above discussion, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

Gust H. Bardy et al.

By their Attorney,



David M. Crompton, Reg. No. 36,772
CROMPTON, SEAGER & TUFTE, LLC
1221 Nicollet Avenue, Suite 800
Minneapolis, Minnesota 55403-2420
Telephone: (612) 677-9050
Facsimile: (612) 359-9349

Dated: 12/18/03